

WORKSESSION MINUTES

Tuesday, June 3, 2003

6:00 pm

1. Pending Appointment Resolutions

- a. No appointments were made.

2. Clarification and Discussion of Agenda Items

- a. Old Business Item 1 - In reference to the sale of land at the Sage Mill Industrial Park for a day care facility, Mr. Bell rendered the following opinion. If Aiken County sells the land to a private entity, the County has no legal authority to retain the right to representation on the governing board of that entity. Should Aiken County wish to have representation on the governing board, a provision would need to be made to stipulate that desire via a reverter clause in the deed. If the County did have representation on the governing board, it would become involved in the operation of the day care center, with all the privileges and liabilities related to that operation. If the County wants to insure that the land would be used for a quality day care facility, restrictions would be needed in the deed to require only that use for the land. The deed could also include a time limit on the land use provisions. Mr. Bell suggested that a reverter clause would offer the County more protection and that these provisions should be made prior to third reading.

Council discussed the changes in the provisions and the Council's desire to have the protection of a reverter clause for the land use. They also discussed the need to change the wording of "Community Quality Day Care Facility" to "A Quality Day Care Facility as Defined by NAEYC". Council deleted Old Business Item 1 until the wording could be amended (delete #6 under WHEREAS and #3 under NOW THEREFORE in the body of the Ordinance).

- b. Mr. Killian asked that Old Business Item 2 be deleted.
- c. Mr. Killian added Consent Item 7 – a Proposed Resolution To Authorize the County Administrator to Execute a Memorandum of Agreement With the South Carolina Office of Rural Health for the Rural Access to Emergency Devices Program.
- d. In reference to the Minutes from the May 20, 2003 Worksession, Councilman Singer asked that the word "proposed" be removed from Item 4-a, the briefing by Dr. Archer on the Staffing Analysis Study.

3. Status of Contingency Funds

- a. The following allocations were made from the Contingency Fund:

1.	Horse Creek Midland Valley Veterans Park	\$248	At-Large
2.	North Augusta International Lions Club	\$145	District 4
3.	ACTS	\$735	District 7
4.	Palmetto Royal Beautician Club	\$100	District 8

4. Selection of Dates for Budget Worksessions

- a. Council selected June 10, 2003 for the next Budget Worksession. Council will meet with the elected officials at 5:30 pm and then begin the Budget Worksession at 6:00 p.m.

5. Announcement of Date for Whiskey Road Overlay District (June 26 at 6 p.m., Council Auditorium)

- a. Because of conflicts with the date of June 26, Council selected June 24, 2003 at 6:00 p.m. as the date for the joint meeting to discuss the Whiskey Road Overlay District.

ADJOURNED TO REGULAR MEETING – 7:00 P. M.

Respectfully submitted,

SIGNED:

Tamara Sullivan, Council Clerk

Ronnie Young, Chairman

MINUTES

COUNCIL ADMINISTRATOR FORM OF GOVERNMENT FOR AIKEN COUNTY

COUNCIL CHAMBERS, 736 RICHLAND AVENUE, W., AIKEN, S. C.

REGULAR MEETING – JUNE 3, 2003 – 7:00 P. M.

(A) CALL TO ORDER

Determining that a quorum was present, Chairman Young called the meeting to order.

Council Members present:

Chairman Ronnie Young
Kathy Rawls
Scott Singer
LaWana McKenzie
Charles Barton
Rick Osbon
Willar H. Hightower, Jr.

Council Members absent:

Chuck Smith
Eddie Butler

Also present:

J. Clay Killian, County Administrator
Robert M. Bell, County Attorney
Tamara Sullivan, Council Clerk

(B) INVOCATION

Councilman Hightower led in the invocation.

(C) PLEDGE OF ALLEGIANCE

Councilman Osbon led in the Pledge of Allegiance.

(D) APPROVAL OF MINUTES

1. May 20, 2003 Worksession
2. May 20, 2003 Regular Meeting

- a. Councilman Singer made a motion to approve the minutes. Councilwoman McKenzie seconded.
- b. The minutes were approved by unanimous vote.

(E) APPROVAL OF AGENDA

- a. Councilwoman Rawls made a motion to amend and approve the agenda as follows:
 1. Delete Old Business Item 1.
 2. Delete Old Business Item 2.

3. Add Consent Item 7 – A Proposed Resolution To Authorize the County Administrator to Execute a Memorandum of Agreement With the South Carolina Office of Rural Health for the Rural Access to Emergency Devices Program.
- b. Councilman Osbon seconded. The amended agenda was approved by unanimous vote.

(F) AWARDS AND RECOGNITIONS

1. Proposed Resolution Expressing Congratulations to the “Classy” Fighting Lady Bulldogs of Silver Bluff High School for Winning the Softball Class AA State Championship.
(County Council)
 - a. Councilman Singer made a motion for the approval. Councilman Osbon seconded.
 - b. Passed by unanimous vote.

(G) PUBLIC HEARINGS

1. Proposed Ordinance to Declare Certain Land at the Sage Mill Industrial Park as Surplus and to Authorize its Sale to the United Way of Aiken County for Use as a Community Quality Day Care Facility.
 - a. Mr. Killian reminded Council that this Ordinance had been deleted from third reading in order to adjust the language in the Ordinance.
 - b. Councilwoman McKenzie voiced strong opposition to the Ordinance.
2. Proposed Ordinance to Establish Operating, Capital and Debt Service Budgets for Aiken County, South Carolina for the Fiscal Year July 1, 2003 Through June 2004; to Provide for the Levy of Taxes for County Operations, Capital and Debt Service; to Provide for All Other Estimated Revenues and for the Appropriation Thereof; and to Provide for Other Matters Related Thereto.
 - a. Dr. Susan Graham, President of Aiken Technical College, requested an additional 1.4 mills to support the plant maintenance and operations, and capitol improvements at the College. Dr. Graham pointed out that the College plays an important role in the County’s economic growth and development and added that many students at the College could not afford to attend other institutions of learning.
 - b. Ms. Cynthia Berstenbloom, a student at Aiken Technical College, discussed the how a tuition increase would impact the students, stating that a tax increase would be more affordable for her family.
 - c. Mr. Wade Jones, owner of Shadow Oaks and Pepper Hill Nursing Home Facilities, spoke to Council about the amount of taxes he has paid on the land and both of his facilities. He complained that the County should not be in the nursing home business (Mattie C. Hall Health Care Center) because it put private business at a disadvantage.
3. Proposed Ordinance to Authorize the Council Chairman to Execute a Quit Claim Deed Transferring Legal Title to 1.41 Acres, More or Less, Tract of Real Estate, Being a Part of the Sage Mill Industrial Park Near I-20 and Bettis Academy Road to Breezy Hill Water and Sewer Company.
 - a. No comments were made.

(H) OLD BUSINESS

1. Proposed Ordinance to Declare Certain Land at the Sage Mill Industrial Park as Surplus and to Authorize its Sale to the United Way of Aiken County for Use as a Community Quality Day Care Facility.
(Development Committee) (Third Reading)

DELETED

2. Proposed Ordinance to Establish Operating, Capital and Debt Service Budgets for Aiken County, South Carolina for the Fiscal Year July 1, 2003 Through June 2004; to Provide for the Levy of Taxes for County Operations, Capital and Debt Service; to Provide for All Other Estimated Revenues and for the Appropriation Thereof; and to Provide for Other Matters Related Thereto.
(County Council) (Third Reading)

DELETED

(I) CONSENT AGENDA/INTRODUCTION OF ORDINANCES FOR FIRST READING

I. REGULAR CONSENT AGENDA

1. Proposed Resolution to Appoint One Member to Designated Boards, Commissions and Committees with Terms of the Appointees to Run Concurrent with that of the Councilmember from Districts 1, 2, 3, 4, 5, and 6.
(Rawls, Singer, McKenzie, Smith, Butler, Barton)
2. Proposed Resolution to Approve the Allocation of Funds for Various Non Profit Agencies from the FY 2003 Council Contingency Fund.
(County Council)
3. Proposed Resolution to Authorize the Council Chairman to Execute a Renewal Agreement with the South Carolina Department of Corrections Providing Lower Savannah Work Camp Inmates as a Labor Force for Aiken County for the Period July 1, 2003 Through June 30, 2004.
(Judicial and Public Safety Committee)
4. Proposed Resolution to Authorize the Council Chairman to Enter into an Agreement with Technical Resources Group Inc. for the Emergency Operations Plan Enhancement.
(Judicial and Public Safety Committee)
5. Proposed Resolution to Accept Two Grants for a Juvenile Drug Court Program from the South Carolina Department of Public Safety.
(Judicial and Public Safety Committee)
6. Proposed Ordinance to Authorize the Council Chairman to Execute a Quit Claim Deed Transferring Legal Title to 1.41 Acres, More or Less, Tract of Real Estate, Being a Part of the Sage Mill Industrial Park Near I-20 and Bettis Academy Road to Breezy Hill Water and Sewer Company.
(Development Committee) (Second Reading)

7. Proposed Resolution to Authorize the County Administrator to Execute a Memorandum of Agreement With the South Carolina Office of Rural Health for the Rural Access to Emergency Devices Program.
(ADDITION)

- a. Councilman Osbon made a motion to approve the Consent Agenda. Councilman Hightower seconded.

- b. The Consent Agenda was approved by unanimous vote.

(J) ITEMS FOR INFORMATION AND THE PUBLIC RECORD

1. Fiscal Year 2003 Aiken County Contingency Report as of May 21, 2003.

(K) INFORMAL MEETING OF WHOLE

- a. Councilwoman McKenzie pointed out that the figures Mr. Wade Jones had quoted during the Public Hearing on the FY 04 Budget had included school taxes.

- b. Councilwoman McKenzie made a motion to adjourn the meeting. Councilwoman Rawls seconded.

- c. The motion to adjourn passed by unanimous vote.

(L) EXECUTIVE SESSION

1. Legal Matters:

- a. Status Report on Pending Litigation, Legal Claims and Legal Advice.
(County Attorney) (Verbal)

2. Contractual Matters:

3. Personnel Matters:

(M) ADJOURNMENT - 7:35 P. M.

Respectfully submitted,

SIGNED:

Tamara Sullivan, Council Clerk

Ronnie Young, Chairman